1 2 3 4	Patrick E. Catalano, State Bar No. 60774 Jannik P. Catalano, State Bar No. 224786 LAW OFFICES OF PATRICK E. CATALANO 781 Beach Street, Suite 333 San Francisco, California 94109 Telephone: (415) 788-0207 Facsimile: (415) 447-0066					
56	Attorneys for Plaintiffs LYNN DiNORSCIA, MARGARET D. FRITZ, RHONDA PAYNE, RUTH J. WILLIAMS, and TIFFANY R. WILSON					
7	UNITED STATES DISTRICT COURT					
	NORTHERN DISTRICT OF CALIFORNIA					
9 10 11	LYNN DiNORSCIA; MARGARET D. FRITZ; RHONDA PAYNE; RUTH J. WILLIAMS and TIFFANY R. WILSON, Individually) Case No. C 04 5436 SC)) DECLARATION OF PATRICK E.) CATALANO, ESQ. IN SUPPORT OF) PLAINTIFFS' OPPOSITION TO) DEFENDANT'S MOTION TO CHANGE) VENUE PURSUANT TO F.R.C.P. 1404(a)				
12	Plaintiffs, v.					
13 14	AGILENT TECHNOLOGIES INC.; and DOES) 1 through 200, Inclusive,					
15	Defendants.					
16))				
17	I, Patrick E. Catalano, declare as follows	:				
18	1. I am an attorney licensed to practice before all the courts in the State of California.					
19	2. I am the attorney of record for Plaintiffs in the above-entitled action.					
20	3. The deposition of Stacie Drucker-Andress, in the <u>Williams</u> matter, revealed that					
21	the investigation of the misconduct which the plaintiffs in both the Williams and					
22 23	<u>DiNorscia</u> cases were fired for <u>began with an investigation on the East Coast</u> ; <u>this</u>					
23	investigation was performed in Colorado.					
25	4. In fact, the East Coast investigation led to the discovery of the West Coast					
26	employees. See attached true and correct portions of the Deposition Transcript of					
27	Stacy Drucker-Andress, pgs. 91: 24-93:7.					
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- This investigation of the email usage of Agilent employees began in Little Falls,
 Delaware. See attached true and correct portions of the Deposition Transcript of
 Stacy Drucker-Andress at pgs. 146: 24-147: 18.
- 6. Based upon the testimony of Stacie Drucker-Andress, it becomes clear that the investigation of the West Coast employees was initiated by way of the investigation of the East Coast employees. Therefore, the method of investigating these employees conduct would necessarily be interdependent, and also the standard with regard to Agilent's termination of these employees would be similar; based upon these facts deeming these cases related would yield higher efficiency if litigated in a consolidated manner.

I declare under penalty of perjury that the foregoing is true and correct. Executed at San Francisco, California on March 11, 2005.

PATRICK E.. CATALANO

DEC IN SUPP OPP VENUE

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DEC IN SUPP OPP VENUE 3 Case No. C 04 5436 SC